

APPEAL FROM ORDER NO. 318 OF 1989.

Date of decision: 29.4.1997

For approval and signature

The Honourable Mr. Justice R. R. Jain

Mr. D.U. Shah, advocate for the appellant.

M/s. Suresh M Shah and Mehul S Shah, advocates for respondent.

1. Whether Reporters of Local Papers may be allowed to see the judgment? No
2. To be referred to the Reporter or not? No
3. Whether their Lordships wish to see the fair copy of judgment? No
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder? No
5. Whether it is to be circulated to the Civil Judge? No

Coram: R.R.Jain,J.

April 29, 1997.

Oral judgment:

Heard learned advocates. Perused papers.

On the grounds stated in the memo of appeal, the appeal is allowed. Interim relief in force to continue till final hearing and disposal of the civil suit No. 155 of 1988 to the effect that the respondent, his servants and agents are hereby restrained from transferring or alienating the suit property bearing S.No.. 85/1, plot

No. 28-B, admeasuring about 111-1-0 Sq.Yds. situated in village Nana Mava in Rajkot Taluka till final hearing and disposal of Civil Suit No. 155 of 1988. The trial Court is directed to dispose of the civil suit as expeditiously as possible preferably on or before 31.12.1997. No order as to costs.